

Resolution No. \_\_\_\_\_ of 2020

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: August 19, 2020

Names	Ayes	Nays	Abstain	Absent
Supervisor Mr. Ingalsbe				
Councilman Mr. Holtz				
Councilman Dr. Casale				
Councilman Mr. Herendeen				
Councilman Mr. Bowerman				
Total				

**RE: Letter of Credit Partial Release, Release #3 - Redfield Grove Subdivision - Phase 2, in the total amount of \$ 20,709.98.**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board (hereinafter referred to as Planning Board) a resolution dated August 19, 2020 recommending approval of the requested partial release of funds from the above referenced Letter of Credit. The total amount of \$20,709.98 is recommended to be released for work completed in Phase 2 of the Redfield Grove Subdivision Tract, a part of the Redfield Grove Incentive Zoning Project; and

**WHEREAS**, the Town Board has also been provided the Town Letter of Credit Release Form G-1.1 signed by all of the town department heads and dated August 4, 2020; and

**WHEREAS**, the total amount of this Letter of Credit is \$ 1,021,054.44; and

**WHEREAS**, there will be a balance of \$ 689,902.79 remaining in the Letter of Credit after Release # 3; and

**WHEREAS**, the Town Clerk has reviewed this requested release finding the amounts contained therein to be accurate.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby authorize the Town Supervisor, to execute the above referenced partial release of funds from the above referenced Letter of Credit.

**BE IT FURTHER RESOLVED** that the Town Clerk, is to be provided copies of this resolution to: Matt Heilmann, Town Construction Inspector; Don Giroux, Town Highway & Parks Superintendent; Robin MacDonald, Acting Town Water & Sewer Superintendent; Lance S. Brabant, CPESC, Director of Planning Services, MRB Group, D.P.C.; Dan Delpriore, Town Code Enforcement Officer; and Ronald L. Brand, Town Director of Planning and Development.

**FINALLY BE IT RESOLVED** that a copy of this resolution is to be issued to the Letter of Credit holder, Frank DiFelice, DiFelice Development, Inc., 91 Victor Heights Parkway, Victor, New York 14564; and the applicant's engineers, Edward Parrone, P.E., Parrone Engineering, 349 W. Commercial Street, Suite 3200, East Rochester, New York 14445.

Resolution No. \_\_\_\_\_ of 2020

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

Names	Ayes	Nays	Abstain	Absent
Supervisor Mr. Ingalsbe				
Councilman Mr. Holtz				
Councilman Dr. Casale				
Councilman Mr. Herendeen				
Councilman Mr. Bowerman				
Total				

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: August 19, 2020

**RE: Letter of Credit Partial Release, Release #4 - Redfield Grove Subdivision - Phase 2, in the total amount of \$ 165,016.87.**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received from the Town Planning Board (hereinafter referred to as Planning Board) a resolution dated August 19, 2020 recommending approval of the requested partial release of funds from the above referenced Letter of Credit. The total amount of \$165,016.87 is recommended to be released for work completed in Phase 2 of the Redfield Grove Subdivision Tract, a part of the Redfield Grove Incentive Zoning Project; and

**WHEREAS**, the Town Board has also been provided the Town Letter of Credit Release Form G-1.1 signed by all of the town department heads and dated August 4, 2020; and

**WHEREAS**, the total amount of this Letter of Credit is \$ 1,021,054.44; and

**WHEREAS**, there will be a balance of \$ 524,885.92 remaining in the Letter of Credit after Release # 4; and

**WHEREAS**, the Town Clerk has reviewed this requested release finding the amounts contained therein to be accurate.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board does hereby authorize the Town Supervisor, to execute the above referenced partial release of funds from the above referenced Letter of Credit.

**BE IT FURTHER RESOLVED** that the Town Clerk, is to be provided copies of this resolution to: Matt Heilmann, Town Construction Inspector; Don Giroux, Town Highway & Parks Superintendent; Robin MacDonald, Acting Town Water & Sewer Superintendent; Lance S. Brabant, CPESC, Director of Planning Services, MRB Group, D.P.C.; Dan Delpriore, Town Code Enforcement Officer; and Ronald L. Brand, Town Director of Planning and Development.

**FINALLY BE IT RESOLVED** that a copy of this resolution is to be issued to the Letter of Credit holder, Frank DiFelice, DiFelice Development, Inc., 91 Victor Heights Parkway, Victor, New York 14564; and the applicant's engineers, Edward Parrone, P.E., Parrone Engineering, 349 W. Commercial Street, Suite 3200, East Rochester, New York 14445.

Resolution No. \_\_\_\_\_ of 2020

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

Names Ayes Nays Abstain Absent

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Nathan Bowerman</b>				
Councilman <b>Ronald Herendeen</b>				

**RESOLUTION AUTHORIZING THE FINAL PAY APPLICATION  
AND CLOSEOUT INFORMATION FOR THE TOWNLINE ROAD  
CULVERT PROJECT**

**WHEREAS**, MRB has submitted to the Town of Farmington, the final payment application (payment #3) as well as the closeout documentation for the Townline Road Culvert Project,

**NOW, THEREFORE BE IT RESOLVED**, the Town Clerk files copies of this resolution along with the closeout packet information including Contractor acknowledgement of Correction Period, Bond letter, Debts and claims, Release of Lien, consent of Surety, and Record Drawings and provides one copy of the Resolution to the Highway Superintendent.

**RESOLUTION AUTHORIZING ACCEPTANCE OF HIKING/BIKING TRAIL  
EASEMENT FROM COLLEEN MODLESKI AND MICHAEL COLLIER**

**WHEREAS**, the Town of Farmington, by its officers or representatives, has engaged in discussions with Colleen Modleski and Michael Collier ("Owner") regarding the Town's obtaining a biking/trail easement over portions of its property known as 6051 Amber Drive bearing tax account parcel number 41.10-2-508.000, as shown on Map No. M-3 prepared by MRB Group dated August 2020 and to be filed in the Ontario County Clerk's Office; and

**WHEREAS**, Town of Farmington officials have recommended to the Town Board that said Owner grant to the Town these easements over said lands of said Owner; and

**WHEREAS**, said easements have been offered by Owner to the Town of Farmington; and

**WHEREAS**, the Town Board of the Town of Farmington is desirous of accepting said offered easements on behalf of said Town; and

**WHEREAS**, the Town Board of the Town of Farmington has examined said instruments and finds the consideration described in said easements to be fair and reasonable; and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Farmington does hereby accept the Easements attached hereto as Exhibit 1 from Owner in accordance with the terms and conditions contained in said instruments and directs that the same be recorded in the Office of the Clerk of the County of Ontario, the fees for said recording to be borne by the Town of Farmington, and be it further

**RESOLVED**, that the Town Supervisor shall be and hereby is authorized to take any and all further action necessary to carry forth the intent of this resolution, including but not limited to the execution of all documents necessary to complete the conveyance of the premises referenced herein, and be it further

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Farmington on January 28, 2020, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Peter Ingalsbe	_____	_____
Michael Casale	_____	_____
Steven Holtz	_____	_____
Ronald Herendeen	_____	_____
Nathan Bowerman	_____	_____

Dated: \_\_\_\_\_, 2020

\_\_\_\_\_  
Michelle Finley, Town Clerk

SEAL

Resolution No. \_\_\_\_\_ of 2020

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

Names	Ayes	Nays	Abstain	Absent
Supervisor Mr. Ingalsbe				
Councilman Mr. Holtz				
Councilman Dr. Casale				
Councilman Mr. Herendeen				
Councilman Mr. Bowerman				
Total				

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: May 26,2020

**RESOLUTION AUTHORIZING THE HIRING OF HOLTZ FOREST AND SHADE TREE, LLC  
FOR REMOVAL OF 5 ADDITIONAL TREES FROM POWER CEMETERY**

**WHEREAS**, the Historic Preservation Commission is requesting approval to spend money for removing an additional 5 trees from the Power Cemetery. Removing the trees will lessen further damage to the burial remains and headstones, and

**WHEREAS**, quotes were received from Richard Stewart Tree Service, M & M Tree and Lawn Service and Holtz Forest and Shade Tree, now

**THEREFORE, BE IT RESOLVED** that the Town Board hereby authorizes the hiring of Holtz Forest and Shade Tree, LLC for removal of 5 additional trees from Power Cemetery at a cost not to exceed \$280.00 per tree and an overall cost of \$1,400.00; and

**BE IT FURTHER RESOLVED** that the Town Clerk provide copies of this resolution to the Town Historian and the Principal Account Clerk.

Resolution No. \_\_\_\_\_ of 2020

## THE TOWN OF FARMINGTON TOWN BOARD

### Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: August 25, 2020

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RE: Resolution designating Lead Agency for the Action identified as Town of Farmington Pump Station No. 1 – Sanitary Forcemain Capital Project, Beaver Creek Connector to Interceptor Sewer under the provisions of article 8 of the New York State Environmental Conservation Law.**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has reviewed the document entitled “Preliminary Engineering Report for the Town of Farmington Sanitary Sewer Capacity Improvements,” (hereinafter referred to as Sanitary Sewer Capacity Improvements Report) dated July 2020, prepared by MRB Group, the Town’s Engineering Firm and identified as MRB Group Project No. 0610.20001; and

**WHEREAS**, the Town Board intends to submit the above referenced Action to the New York State Department of Environmental Conservation for funding loan assistance from the Environmental Facilities Corporation (EFC) Water Infrastructure Improvement Act (WIIA) Program later this year; and

**WHEREAS**, as part of said WIIA Funding Application, compliance with the provisions contained in article 8 of the New York State Environmental Conservation Law, Part 617, the State Environmental Quality Review Act (SEQRA) is required; and

**WHEREAS**, the Town Board has classified the proposed Action as a Type I Action as is further defined under Part 617.5 of the State Environmental Quality Review (SEQR) Regulations; and

**WHEREAS**, the Town Board did, on July 28, 2020 declare its’ intent to be designated the Lead Agency for the coordinated review of said Action and did provide notice thereof to identified Involved and Interested Agencies; and

**WHEREAS**, the Town Board did establish a Public Review Period upon said Action to end on Tuesday, August 25, 2020; and

**WHEREAS**, the Town Board has not received any objections to their prior request to be designated the Lead Agency for this Action.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby designate its’ self as the Lead Agency for making the required Determination of Significance at its’ meeting scheduled for Tuesday, August 25, 2020.

**BE IT FINALLY RESOLVED**, that certified copies of this resolution are to be provided to the Involved and Interested Agencies identified in the attachment to this resolution.

Resolution No. \_\_\_\_\_ of 2020

## THE TOWN OF FARMINGTON TOWN BOARD

### Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: August 25, 2020

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RE: Resolution to accept Parts 2 and 3 of the Full Environmental Assessment Form (FEAF) for the Action identified as Town of Farmington Pump Station No. 1 – Sanitary Forcemain Capital Project, Beaver Creek Connector to Interceptor Sewer.**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has reviewed the above referenced Parts 2 and 3 of the FEAF document prepared by the Town Director of Planning and Development and the Town’s Engineering Firm, MRB Group.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby accept the above referenced FEAF, Parts 2 and 3 for the “Pump Station No. 1 – Sanitary Forcemain Capital Project, Beaver Creek Connector to Interceptor Sewer Project” as being a complete and accurate account of the existing conditions and anticipated impacts upon the environmental setting associated with the proposed Action.

**BE IT FINALLY RESOLVED**, that the Town Board directs the Town Supervisor to sign and date the completed Part 2 and 2 of the referenced FEAF.

## THE TOWN OF FARMINGTON TOWN BOARD

### Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: August 25, 2020

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				

**RE: Resolution Making a Determination of Non-Significance upon the Action identified as “Town of Farmington Pump Station No. 1 – Sanitary Forcemain Capital Project, Beaver Creek Connector to Interceptor Sewer.”**

**WHEREAS**, the Town of Farmington Town Board (hereinafter referred to as Town Board) has been established as the Lead Agency under the procedures contained in Part 617 of the State of New York Environmental Quality Review Act (hereinafter referred to as Act), and in accordance with the regulations contained in article 8 of the New York State Environmental Conservation Law; and

**WHEREAS**, as the designated Lead Agency, the Town Board is responsible for making a determination of significance upon the above referenced Action; and

**WHEREAS**, the Town Board has received and accepted the Parts 2 and 3 of the Full Environmental Assessment Form (FEAF) prepared by the Town’s Director of Planning and Development and the Town Engineers, which is attached hereto and made a part of this resolution.

**NOW, THEREFORE, BE IT RESOLVED**, that the Town Board does hereby move to establish the above referenced “Pump Station No. 1 – Sanitary Forcemain Capital Project, Beaver Creek Connector to Interceptor Sewer Project” as being the priority Action for the Town to make application to the EFC for funding assistance, later this year, under the State’s WIIA Water Infrastructure Improvement Act Program.

**BE IT FURTHER RESOLVED**, that the Town Board has reasonably concluded, based upon its’ review of the FEAF for this proposed Action, the following impacts are expected to result, when compared against the criteria in Section 617.7 (c) of the above referenced Act:

- (i) there will not be a substantial adverse change in existing air quality, ground or surface water quality or quantity, traffic noise levels; a substantial increase in solid waste production; a substantial increase in potential for erosion, flooding, leaching or drainage problems;
- (ii) there will not be large quantities of vegetation or fauna removed from the site or destroyed as the result of the proposed action; there will not be substantial interference with the movement of any resident or migratory fish or wildlife species as the result of the proposed action; there will not be a significant impact upon habitat areas on the site; there are no known threatened or endangered species of animal or plant, or the habitat of such species; or, are there any other significant adverse impacts to natural resources on the site;
- (iii) there are no known Critical Environmental Area(s) on the site which will be impaired as the result of the proposed action;
- (iv) the overall density of the sites is consistent with the Town’s Comprehensive Plan land use recommendations;

- (v) there are no known important historical, archeological, architectural, or aesthetic resources on the site, or will the proposed action impair the existing community or neighborhood character;
- (vi) there will not be a major change in the use of either the quantity or type of energy resulting from the proposed action;
- (vii) there will not be any hazard created to human health;
- (viii) there will not be a substantial change in the use, or intensity of use, of land including open space or recreational resources, or in its capacity to support existing uses;
- (ix) there will not be a large number of persons attracted to the site for more than a few days when compared to the number of persons who would come to such a place absent the action;
- (x) there will not be created a material demand for other actions that would result in one of the above consequences;
- (xi) there will not be changes in two or more of the elements of the environment that when considered together result in a substantial adverse impact; and
- (xii) there are not two or more related actions which would have a significant impact upon the environment.

**BE IT FURTHER RESOLVED** that based upon the information and analysis above and the supporting documentation, the Town Board determines that the proposed action WILL NOT result in any significant adverse environmental impacts.

**BE IT FURTHER RESOLVED** that the Town Board does hereby direct the Town Supervisor to Sign, Part 3, of the Full Environmental Assessment Form, Determination of Non-Significance.

**BE IT FINALLY RESOLVED** that the Board directs that copies of this determination be filed with: the Town Clerk's Office; the Town Water and Sewer Superintendent; the Town Highway Superintendent; the Involved Agencies identified under the State Environmental Quality Review Regulations; Bill Davis, MRB Group, P.C., the Town Engineers, The Culver Road Armory, 145 Culver Road, Suite 160, Rochester, New York 14620; and the Director of Planning & Development.

Resolution No. \_\_\_\_\_ Of 2020

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

Names Ayes Nays Abstain Absent

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Ronald Herendeen</b>				
Councilman <b>Nathan Bowerman</b>				

8/17/20

**CONFIRMING RESOLUTION FOR TOWN TO SHARE PORTION  
OF MILLING & RESURFACING EXPENSES AT HATHAWAY  
DRIVE AND COUNTY ROAD 41**

**WHEREAS**, the Highway/Parks Superintendent has discussed with public works the Ontario County Project at Hathaway Drive and County Road #41, and

**WHEREAS**, the Town of Farmington's portion of the bill is \$2,990, which is within the threshold limit of \$3,000 set at the January 7<sup>th</sup>, 2020, Organizational Meeting, and

**NOW THEREFORE BE IT RESOLVED**, that the Town Board authorizes the Town to pay their portion of the bill at a cost **not to exceed \$2,990**, to be funded from DA-5110.4 **Highway General, and**

**BE IT FURTHER RESOLVED**, that the Town Clerk provide copies of this Resolution to the Highway/Parks Department, Confidential Secretary and the Principal Account Clerk.

Resolution No. \_\_\_\_\_ Of 2020

## THE TOWN OF FARMINGTON TOWN BOARD

### Roll Call Vote

Names	Ayes	Nays	Abstain	Absent
Supervisor Peter Ingalsbe				
Councilman Steven Holtz				
Councilman Michael Casale				
Councilman Ronald Herendeen				
Councilman Nathan Bowerman				

The following was presented \_\_\_\_\_

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

### **RESOLUTION APPOINTING ELVIRA BOONSTRA TO THE BOARD OF ASSESSMENT REVIEW REVIEW**

**WHEREAS**, the purpose of the Board of Assessment Review is to help ensure Farmington property owners are afforded a fair and unbiased review of their property values; and

**WHEREAS**, Connie Rodriguez resigned from her position on the Board of Assessment Review effective May 20, 2019 leaving a vacancy for the remainder of her term which expires on September 30, 2022; and

**WHEREAS**, Elvira Boonstra has expressed interest in serving as a Board of Assessment Review member; and

**WHEREAS**, Michelle Nicodemus and Doug Payne met with Elvira Boonstra and both recommend her to fill the vacant seat on the Board of Assessment Review, now therefore be it

**RESOLVED**, the Farmington Town Board appoints Elvira Boonstra to the Board of Assessment Review effective August 25, 2020 to fulfill the remainder of Connie Rodriguez term which expires on September 30, 2022 and be it further

**RESOLVED**, that the Town Clerk forward a copy of this resolution to Assessor, Michelle Nicodemus; Director of Ontario County Real Property Robin Johnson at 20 Ontario Street Canandaigua NY 14424; and to Elvira Boonstra at 5059 Maxwell Rd, Farmington, NY 14425.

Resolution No. \_\_\_\_\_ of 2020

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

August 25, 2020

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Nathan Bowerman</b>				
Councilman <b>Ronald Herendeen</b>				

**RYAN WILKES – RESOLUTION TO HIRE WASTEWATER  
MAINTENANCE ASSISTANT**

**WHEREAS**, the Town of Farmington Water and Sewer Department has determined the need to fill the vacant position of Wastewater Maintenance Assistant for the department’s work load, and

**WHEREAS**, filling the vacant position of Wastewater Maintenance Assistant for the Water and Sewer Department has been discussed with a member of the Public Works Committee, and

**WHEREAS**, on August 19 2020 Ontario County Human Resources had informed us that the application for Ryan Wilkes as a Wastewater Maintenance Assistant had been approved, and

**NOW THEREFORE, BE IT RESOLVED**, that the Farmington Town Board acting on behalf of the Water and Sewer Districts hereby authorizes the hiring of Ryan Wilkes Wastewater Maintenance Assistant effective September 8, 2020, at a pay rate of \$20.00 per hour, and

**BE IT FURTHER RESOLVED**, that the Town Clerk provides a copy of this resolution to the Acting Water & Sewer Superintendent, the Principal Account Clerk, and the Supervisor’s Confidential Secretary.

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

Names Ayes Nays Abstain Absent

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: August 25, 2020

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Nathan Bowerman</b>				
Councilman <b>Ronald Herendeen</b>				

**RE: ACCEPTANCE OF TWO CHECKS, AS PORTIONS OF TWO (2) LETTER OF CREDIT ITEMS, FROM THE ESTIMATES OF VALUES PREVIOUSLY ACCEPTED BY THE TOWN BOARD FOR THE AUBURN MEADOWS SUBDIVISION, SECTIONS 7N & 8N; AND INSTRUCTIONS FOR REIMBURSEMENT, TO THE DEVELOPER, IN THE EVENT SAID LETTERS OF CREDIT CONTAIN DUPLICATE AMOUNTS.**

**WHEREAS**, the Town Board approved the establishment of two (2) Letters of Credit for Section 7N and Section 8N in the Auburn Meadow Subdivision, at the Town Board meeting dated 8/11/20; and

**WHEREAS**, the developer, Anthony DiPrima, President, A&D Real Estate Development Corporation, LLC is in the process of establishing the two Letter of Credits, and has, in the interim, provided two checks to the Town of Farmington: \$31,200 for Earth Work in Section 7N and \$46,475 for the Pond work in Section 8N, so that clearing on these sites can begin; and

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington does hereby accept these two checks, and they are to remain deposited with the Town of Farmington.

**BE IT FURTHER RESOLVED**, that once the two (2) above referenced Letters of Credits (LOCs) are received by the Town Clerk, they are to be reviewed by the Town's Principal Account Clerk, to determine whether the inclusion of these two items have been provided for within the amounts submitted by the two (2) above referenced checks; and, if it is so determined that the funds in the total amount of \$77,675.00 have been provided for in said LOCs then the Principal Account Clerk is to prepare two invoices for reimbursement of each of the above amounts contained herein to the above referenced developer and, upon Town Board action, the funds may be released.

**FURTHER RESOLVED**, that certified copies of this resolution are to be submitted by the Town Clerk to the Principal Account Clerk, the Director of Development, the Town Code Enforcement Officer, the Water and Sewer Department, the Town Construction Inspector, the Town Engineer and Mr. Anthony DiPrima, President, A&D Real Estate Development Corporation, 22 Whitestone Lane, Rochester, NY 14618.

Resolution No. \_\_\_\_\_ of 2020

## THE TOWN OF FARMINGTON TOWN BOARD

### Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor Peter Ingalsbe				
Councilman Michael Casale				
Councilman Steven Holtz				
Councilman Ronald Herendeen				
Councilman Nathan Bowerman				

### RESOLUTION OF SYMPATHY FOR THE FORD FAMILY

**WHEREAS**, the Town Board was deeply saddened to learn of the untimely passing of Bonnie Ford, on August 21<sup>st</sup>, 2020; and

**WHEREAS**, Bonnie was the Mother of Deputy Town Clerk Jennifer Goodell and longtime resident of the Town of Farmington and;

**NOW THEREFORE BE IT RESOLVED** that the Town Board adopts this resolution extending its sincere sympathy to the Ford family and spreading her memory upon the minutes of this board meeting, and be it

**FURTHER RESOLVED** that the Town Clerk forward a copy of this resolution to Bonnie's daughter, Jennifer Goodell (and family) and son, Jason Ford (and family) at 4345 State Route 64, Canandaigua, NY 14424.

Resolution No. \_\_\_\_\_ of 2020

## THE TOWN OF FARMINGTON TOWN BOARD

### Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption: August 25, 2020

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Mr. Ingalsbe</b>				
Councilman <b>Mr. Holtz</b>				
Councilman <b>Dr. Casale</b>				
Councilman <b>Mr. Herendeen</b>				
Councilman <b>Mr. Bowerman</b>				
Total				

**RE: Approval of a partial release of funds (Release #2) from the Letter of Credit for site improvements located within Phase 1 of the Hathaway’s Corners Project – in the total amount of \$ 233,667.86.**

**WHEREAS**, the Farmington Town Board (hereinafter referred to as Town Board) has received a request from the Town Director of Planning and Development (hereinafter referred to as Director), recommending the Town Board take action to approve the partial release of funds (Release #2) from the letter of credit for site improvements within Phase 1 of the above referenced Project; and

**WHEREAS**, the Director’s recommendation is based upon his review and acceptance of the recommendations received from the Town Construction Inspector and the Town’s Engineers and the completed Town Form G-1.1, dated August 11, 2020; and

**WHEREAS**, the total amount of this letter of credit is \$ 4,860,086.66; and

**WHEREAS**, there will be a balance of \$4,073,438.58 remaining in the letter of credit after release #2; and

**WHEREAS**, the Town Clerk has reviewed this requested partial release of funds finding the amounts contained herein to be accurate.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board hereby accepts the Director’s recommendation and approves the second partial release of funds from the letter of credit for the above referenced project, in the total amount of \$ 233,667.86.

**BE IT FURTHER RESOLVED** that the Town Board authorizes the Town Supervisor and the Town Engineer to sign and date Form G-2.0, Letter of Credit Release Form.

**BE IT FURTHER RESOLVED** that the Planning Board is hereby directed to take Action upon this request at their meeting to be held on Wednesday, September 2, 2020 and to provide notice thereof to the Town Board.

**BE IT FURTHER RESOLVED** that the Town Clerk is hereby directed to notify tomorrow, by U.S. Mailing, certified copies of this resolution to: Ryan Destro, P.E., BME Associates, 10 Lift Bridge Lane East, Fairport, New York 14450; and Mark Stevens, S.B. Ashley Group and Shawn Skivington, S.B. Ashley Group, 16 West Main Street, Suite 700, Rochester, New York 14614.

**BE IT FINALLY RESOLVED** that certified copies of this resolution are to be provided to the Town Highway Superintendent, Town Water & Sewer Superintendent, Town Code Enforcement Officer, the Town Director of Planning and Development, the Town Construction Inspector and the Town Engineer.

Resolution No. \_\_\_\_\_ of 2020

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

	Names	Ayes	Nays	Abstain	Absent
The following was presented	Supervisor <b>Peter Ingalsbe</b>				
By _____	Councilman <b>Steven Holtz</b>				
Sec'd by _____	Councilman <b>Ronald Herendeen</b>				
Date of Adoption _____	Councilman <b>Michael Casale</b>				
	Councilman <b>Nate Bowerman</b>				

**August 25, 2020**

**RESOLUTION AUTHORIZING THE WATER AND SEWER ACTING SUPERINTENDENT TO PURCHASE 1 (ONE) SMARTRUN, SRC311 230V 5HP 3 PHASE DRIVE REPLACEMENT INCLUDING INSTALLATION FROM COLACINO INDUSTRIES**

**Whereas**, the Acting Water and Sewer Superintendent was informed of a faulty drive at PS-7 that was confirmed by Colacino Industries, and

**Whereas** the Water and Sewer Department received a quote from Colacino Industries for the amount of \$3,296.04, and

**Whereas**, in compliance with the current purchasing policy for the Town allowing, the Water and Sewer Acting Superintendent has asked to be authorized to purchase 1 Smartrun, Src311 230V 5hp 3 Phase including installation and setup at a cost not to exceed \$3,400.00; now therefore

**Be it resolved** the Farmington Town Board authorizes the Water and Sewer Acting Superintendent to purchase one (1) Smartrun Src311 230V 5hp 3 Phase including installation and setup not to exceed \$3,400.00; and

**Be it further resolved** the funds are appropriated in the 2020 budget (SS8120.20V), and

**Be it finally resolved** that the Town Clerk provides a copy of this resolution to the Acting Water/Sewer Superintendent, the Supervisor's Secretary and the Principle Account Clerk.

**RESOLUTION REGARDING THE CONSENT OF THE TOWN BOARD  
TO DEDICATE  
MARION WAY AND JASPER DRIVE  
IN AUBURN MEADOWS SUBDIVISION, SECTION 7S**

TOWN BOARD CONSENT

**WHEREAS**, Upon reading the dedication of Marion Way and Jasper Drive in Auburn Meadows Subdivision, Section 7S, dated the 22<sup>nd</sup> day of July, 2020 and the Release related thereto dated the 22<sup>nd</sup> day of July, 2020, all in the above entitled matter, wherein the owner of lands described therein have released the same to the Town of Farmington and its Highway Superintendent for highway purposes; now, therefore, be it

**RESOLVED**, that consent be and the same hereby is given to the Town Superintendent of Highways of the Town of Farmington to make an order laying out the lands described in said dedication, dated the 22<sup>nd</sup> day of July, 2020, for highway purposes, in accordance with the provisions of the Highway Law and other statutes applicable thereto.

Town Board of the Town of Farmington,  
Ontario County, New York

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Farmington on \_\_\_\_\_, 2020, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Peter Ingalsbe	_____	_____
Michael Casale	_____	_____
Steven Holtz	_____	_____
Ronald Herendeen	_____	_____
Nathan Bowerman	_____	_____

Dated: \_\_\_\_\_, 2020

\_\_\_\_\_  
Michelle Finley, Town Clerk

SEAL

Resolution No. \_\_\_\_ Of 2020

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

Names Ayes Nays Abstain Absent

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Ronald Herendeen</b>				
Councilman <b>Nathan Bowerman</b>				

**WAIVER OF THE RULE - 8/24/20**

**AUTHORIZATION OF THE HIGHWAY/PARKS  
SUPERINTENDENT TO RESURFACING GROVE PARK TENNIS  
COURT**

**WHEREAS**, the Grove Park has a Tennis Court that needs to be resurfaced and lined,  
and

**THEREFORE BE IT RESOLVED**, that the Town Board authorizes the Highway/Parks  
Superintendent to hire out the project a cost **not to exceed \$13,000** to be funded from  
**Parks – CE (A-7110.4)**, and be it further

**RESOLVED**, that the Town Clerk forward copies of this Resolution to the  
Highway/Parks Department and the Principal Account Clerk and Supervisor’s office.

Resolution No. \_\_\_\_\_ of 2020

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Nathan Bowerman</b>				
Councilman <b>Ronald Herendeen</b>				

**RESOLUTION TO SET BID DATE FOR MERTENSIA ROAD/NYS  
ROUTE 96 WATERMAIN REPLACEMENT PROJECT**

**WHEREAS**, the W&S Department has identified the need for a watermain replacement on Mertensia Road/NYS Route 96, and

**WHEREAS**, bid documents may be viewed and ordered online through the Avalon Planroom on or after September 9<sup>th</sup>, 2020, and

**WHEREAS**, the Town Board invites the submission of sealed bids for the Mertensia Watermain Replacement Project to be received by 10 a.m. on October 1<sup>st</sup>, 2020 at the office of the Farmington Town Clerk, 1000 County Road 8, Farmington, now therefore be it

**RESOLVED**, that the Town Clerk forward copies of this Resolution to the Water & Sewer Department, Bill Davis of MRB Group, David Herman of MRB Group and Principal Account Clerk and publish a legal notice in the Daily Messenger.

Resolution No. \_\_\_\_ Of 2020

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Ronald Herendeen</b>				
Councilman <b>Nathan Bowerman</b>				

**RESOLUTION APPOINTING TOD RUTHVEN TO THE ZONING BOARD OF  
APPEALS**

WHEREAS, Tim DeLucia turned in his resignation effective December 31, 2019 leaving a vacancy on the Zoning Board of Appeals, and

WHEREAS, Tod Ruthven has been recommended to fill said vacancy, now therefore be it

RESOLVED, that the Town Board appoints Tod Ruthven to complete the rest of Tim's term effective August 25<sup>th</sup>, 2020 to expire on December 31, 2020, and be it further

RESOLVED, that the Town Clerk forward a copy of this resolution to Mr. Ruthven at 6128 Ebony Court, Farmington, NY 14425, the Supervisor's Secretary and prepare an Oath of Office to be taken in the days ahead.

**RESOLUTION AUTHORIZING ACCEPTANCE OF HIKING/BIKING TRAIL  
EASEMENT FROM JEREMY MARSHALL**

**WHEREAS**, the Town of Farmington, by its officers or representatives, has engaged in discussions with Jeremy Marshall ("Owner") regarding the Town's obtaining a biking/trail easement over portions of its property known as 6053 Amber Drive bearing tax account parcel number 41.10-2-507.000, as shown on Map No. M-2 prepared by MRB Group dated August 2020 and to be filed in the Ontario County Clerk's Office; and

**WHEREAS**, Town of Farmington officials have recommended to the Town Board that said Owner grant to the Town these easements over said lands of said Owner; and

**WHEREAS**, said easements have been offered by Owner to the Town of Farmington; and

**WHEREAS**, the Town Board of the Town of Farmington is desirous of accepting said offered easements on behalf of said Town; and

**WHEREAS**, the Town Board of the Town of Farmington has examined said instruments and finds the consideration described in said easements to be fair and reasonable; and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Farmington does hereby accept the Easements attached hereto as Exhibit 1 from Owner in accordance with the terms and conditions contained in said instruments and directs that the same be recorded in the Office of the Clerk of the County of Ontario, the fees for said recording to be borne by the Town of Farmington, and be it further

**RESOLVED**, that the Town Supervisor shall be and hereby is authorized to take any and all further action necessary to carry forth the intent of this resolution, including but not limited to the execution of all documents necessary to complete the conveyance of the premises referenced herein, and be it further

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Farmington on January 28, 2020, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Peter Ingalsbe	_____	_____
Michael Casale	_____	_____
Steven Holtz	_____	_____
Ronald Herendeen	_____	_____
Nathan Bowerman	_____	_____

Dated: \_\_\_\_\_, 2020

\_\_\_\_\_  
Michelle Finley, Town Clerk

SEAL

**RESOLUTION AUTHORIZING ACCEPTANCE OF WATER AND UTILITY  
EASEMENT FROM EDISON H. PAXTON CORP.**

**WHEREAS**, the Town of Farmington, by its officers or representatives, has engaged in discussions with Edison H. Paxton Corp. ("Owner") regarding the Town's obtaining a water and utility easement over portions of its property known as 6214 NYS Route 96 bearing tax account parcel number 29.00-1-57.000, as shown on Map No. M-1 prepared by MRB Group dated August 2020 and to be filed in the Ontario County Clerk's Office; and

**WHEREAS**, Town of Farmington officials have recommended to the Town Board that said Owner grant to the Town these easements over said lands of said Owner; and

**WHEREAS**, said easements have been offered by Owner to the Town of Farmington; and

**WHEREAS**, the Town Board of the Town of Farmington is desirous of accepting said offered easements on behalf of said Town; and

**WHEREAS**, the Town Board of the Town of Farmington has examined said instruments and finds the consideration described in said easements to be fair and reasonable; and

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Farmington does hereby accept the Easements attached hereto as Exhibit 1 from Owner in accordance with the terms and conditions contained in said instruments and directs that the same be recorded in the Office of the Clerk of the County of Ontario, the fees for said recording to be borne by the Town of Farmington, and be it further

**RESOLVED**, that the Town Supervisor shall be and hereby is authorized to take any and all further action necessary to carry forth the intent of this resolution, including but not limited to the execution of all documents necessary to complete the conveyance of the premises referenced herein, and be it further

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Farmington on January 28, 2020, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Peter Ingalsbe	_____	_____
Michael Casale	_____	_____
Steven Holtz	_____	_____
Ronald Herendeen	_____	_____
Nathan Bowerman	_____	_____

Dated: \_\_\_\_\_, 2020

\_\_\_\_\_  
Michelle Finley, Town Clerk

SEAL

**RESOLUTION AUTHORIZING ACCEPTANCE OF A SIDEWALK EASEMENT  
FROM EDISON H. PAXTON CORP.**

**WHEREAS**, the Town of Farmington, by its officers or representatives, has engaged in discussions with Edison H. Paxton Corp. ("Owner") regarding the Town's obtaining a Sidewalk Easement over portions of its property known as 6214 NYS Route 96 bearing tax account parcel number 29.00-1-57.000, as shown on Map No. M-2 prepared by MRB Group dated July 2020 and to be filed in the Ontario County Clerk's Office; and

**WHEREAS**, Town of Farmington officials have recommended to the Town Board that said Owner grant to the Town the easement over said lands of said Owner; and

**WHEREAS**, said easement has been offered by Owner to the Town of Farmington; and

**WHEREAS**, the Town Board of the Town of Farmington is desirous of accepting said offered easement on behalf of said Town; and

**WHEREAS**, the Town Board of the Town of Farmington has examined said instruments and finds the consideration described in said easement to be fair and reasonable.

**NOW, THEREFORE, BE IT RESOLVED** that the Town Board of the Town of Farmington does hereby accept the Easement attached hereto as Exhibit 1 from Owner in accordance with the terms and conditions contained in said instrument and directs that the same be recorded in the Office of the Clerk of the County of Ontario, the fees for said recording to be borne by Owner, and be it further

**RESOLVED**, that the Town Supervisor shall be and hereby is authorized to take any and all further action necessary to carry forth the intent of this resolution, including but not limited to the execution of all documents necessary to complete the conveyance of the premises referenced herein.

I, Michelle Finley, Town Clerk of the Town of Farmington do hereby certify that the aforementioned resolution was adopted by the Town Board of the Town of Farmington on \_\_\_\_\_, 2020, by the following vote:

	<u>Aye</u>	<u>Nay</u>
Peter Ingalsbe	_____	_____
Michael Casale	_____	_____
Steven Holtz	_____	_____
Ronald Herendeen	_____	_____
Nathan Bowerman	_____	_____

Dated: \_\_\_\_\_, 2020

\_\_\_\_\_  
Michelle Finley, Town Clerk

SEAL

**THE TOWN OF FARMINGTON  
TOWN BOARD**

Roll Call Vote

The following was presented

By \_\_\_\_\_

Sec'd by \_\_\_\_\_

Date of Adoption \_\_\_\_\_

Names	Ayes	Nays	Abstain	Absent
Supervisor <b>Peter Ingalsbe</b>				
Councilman <b>Steven Holtz</b>				
Councilman <b>Michael Casale</b>				
Councilman <b>Nathan Bowerman</b>				
Councilman <b>Ronald Herendeen</b>				

**RESOLUTION AUTHORIZING THE SUPERVISOR TO SIGN THE  
CHANGE ORDERS GC-01 AND GC-02 FOR MANHOLE REHAB  
PROJECT**

**WHEREAS**, MRB has submitted to the Town of Farmington, change order GC-01 from Advanced Rehabilitation Technology for a contract price increase in the amount of \$8,375 for work at Willowbrook Pump Station (#32) and change order GC-02 for a contract price increase in the amount of \$44,824 to add 19 manholes to the original project at the base bid unit prices,

**NOW, THEREFORE BE IT RESOLVED**, that the Town Board of Farmington hereby authorizes the Supervisor to sign GC-01 and GC-02 which will revise the contract price to \$127,039

**FUTHER RESOLOVED**, that money allocated to this project in the 2019 budget that rolled to fund balance be transferred to the expense lines in the 2020 budget:

SS599 Appropriated Fund Balance	\$38,000	
SS8120.49 I & I		\$19,000
SS8120.49V I & I Victor		\$19,000

**FULLY RESOLVED**, that the Town Clerk returns the signed change orders to MRB Group and a copy of this resolution and the change orders be forwarded to the Water and Sewer Department and the Principal Account Clerk.